



File Note

Case Number: 03/01056
Complainant: AWH - Complainant -
Date of Assessment: 28/05/2003

Create Date 18/03/2008 Assigned Date 18/03/2008
Author Angela O Gorman Activity Completed Date 18/03/2008

Description Note : Request for copies of AWH statements by Avant

Sondra Riley, Solicitor for Dr Rolleston, requested copies of the statements made by AW and AWO REDA regarding consultations and alleged sexual assaults by him in the late 1970s and 1980s.

Written request put to Manager, who reported that following verbal discussions with the DOI, Bret Coman, we could provide copies of the statements. Dr Rolleston was provided with an overview of the allegations and a copy of AWH's email. In his response, Dr Rolleston denied any recollection of treating AWH REDA or his brother. After a statement was obtained from AWO, Dr Rolleston was provided with a summary of the allegations, but not given a copy of the actual statement, primarily because the Police inquiries were ongoing.

In my request for direction regarding release of the statements, I forgot to note that at this stage (s.40), Hornsby Detectives are yet to interview Dr Rolleston about these matters.

Further discussion with DOI. He asked that Hornsby Police be contacted to determine when they were likely to interview Dr Rolleston and consider holding off on providing the statements until the Police have interviewed him. There is a concern that releasing the statements provided to the Commission may hinder the Police investigation and/or assist Dr Rolleston in explaining the conduct complained of in a manner that may compromise the Police investigation. This is not to say he will not have a reasonable explanation.

Spoke with Arron Ferguson, Hornsby Detectives. They are aiming to interview Dr Rolleston late March/ early April 2008. At present he is still collecting corroborating evidence and statements of first complaint. The other potential delay is the nature of current jobs that may come in. More recent jobs will take a higher priority for investigation than the complaint against Dr Rolleston.

Advised Arron I will discuss with DOI and inform of the outcome before any statements are sent out, if the Commission in fact decides to send them at this stage.

Also discussed other available information. Police are still gathering evidence in relation to AWB complaint. The Commission does not have any complaints from this person (based on a search of the database). Arron asked about how complaints can be made to the Commission. Noted that anybody can make a complaint, so either he can forward Mr AWB statement with a covering letter, or Mr AWB can complain directly to the Commission. Postal address provided. Also advised that if Mr AWB wants to discuss the complaint process prior to making a decision, then he can contact me.

Spoke with Bret Coman and advised of delay. Noted that technically we had met the requirements of our Act in that we had informed Dr Rolleston of the allegations, the Act does not require the Commission to provide a copy of statements obtained. Bret will discuss with the Commissioner and advise of outcome/ action.



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